



Montana Rail Link, Inc.  
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September 18, 2014

Sent via email: [Piggott.Amelia@epa.gov](mailto:Piggott.Amelia@epa.gov) and USPS

U.S. Environmental Protection Agency  
Amelia Piggott, Enforcement Attorney  
1595 Wynkoop Street  
Denver, CO 80202

Re: Special Notice Letter for the Smurfit Stone Mill Site

Dear Ms. Piggott:

Montana Rail Link, Inc. ("MRL") received EPA's Special Notice Letter ("Letter"), proposed Administrative Order on Consent ("AOC") and Statement of Work for the Smurfit Stone Mill Site on September 8, 2014. The Letter encourages MRL to contact EPA within 10 days receipt of the Letter to "indicate its willingness to participate in future negotiations concerning this Site." MRL denies the assertion contained in paragraph 34 of the proposed AOC that it is an "owner" and/or "operator" of the facility and would like to meet with you as soon as possible to discuss the facts which demonstrate that MRL is neither. In the meantime, to comply with EPA's deadline for a response within 10 days, notwithstanding MRL's view that it is neither an "owner" nor an "operator" and without prejudice to, or waiver of, any of its defenses to liability, please be advised that MRL is willing to participate in future negotiations concerning the Smurfit Stone Mill Site.

Very Truly Yours,

A handwritten signature in black ink, appearing to read 'Karl M. Swanson'.

Karl M. Swanson  
Executive Vice President and General Counsel  
Washington Corporations

C: Tom Walsh